

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION**

<b>ERIC HOUSTON,</b>	:	
	:	
<b>Petitioner,</b>	:	
	:	<b>CIVIL NO. 4:20-CV-00311-CDL-MSH</b>
<b>VS.</b>	:	
	:	
<b>CASEY, et. al.,</b>	:	
	:	
<b>Respondent.</b>	:	

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**ORDER**

Petitioner Eric Houston has filed an application for federal habeas corpus relief, pursuant to 28 U.S.C. § 2241, to challenge the legality of his confinement at the Robert A Deyton Detention Facility in Lovejoy, Georgia. ECF No. 1. He has not yet paid the required filing fee in this case. A review of the Court’s records also reveals that the above-captioned petition is nearly identical to one filed to initiate a previous active habeas action, *see Houston v. Pearce, et.al*, 7:20-cv-00250-HL-TQL.<sup>1</sup>

“As part of its general power to administer its docket, a district court may stay or dismiss a suit that is duplicative” of another active case. *Curtis v. Citibank*, 226 F.3d 133, 138 (2d Cir. 2000). “[A] suit is duplicative ... if the parties, issues, and available relief do not significantly differ between the two actions.” *IA. Durbin, Inc. v. Jefferson Nat’l Bank*, 793 F.2d 1541, 1551 (11th Cir. 1986). Because the pleadings in these cases are identical

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<sup>1</sup> Petitioner also has filed a similar pleading as a §1983 civil rights complaint in *Houston v. Pearce*, 7:20-cv-00257-HL-TQL that is being transferred to the Northern District of Georgia as was *Houston v. Pearce*, 4:20-cv-00312-CDL-MSH and *Houston v. Pearce*, 5:20-cv-00460-TES-CHW.

and seek the same relief from the same indictment, the present action is **DISMISSED** as duplicative. Plaintiff shall proceed with his habeas claims in *Houston v. Pearce, et.al*, 7:20-cv-00250-HL-TQL, and all documents filed should show that case number.

**SO ORDERED**, this 14th day of January, 2021.

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S/Clay D. Land  
CLAY D. LAND  
UNITED STATES DISTRICT JUDGE